

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:	)	Confirmation No. 5612
	)	
Eduardo MARBAN <i>et al.</i>	)	Group Art No. 1633
	)	
Serial No.: 10/593,814	)	Examiner: Robert M. Kelly
	)	
Filed: September 22, 2006	)	Atty. Docket No: 001107.00623
	)	
For: Preventing Arrhythmias Associated With	)	
Cell Transplantation	)	

**RESPONSE TO OFFICE ACTION**

Commissioner for Patents  
Post Office Box 1450  
Alexandria, Virginia 22313-1450

In response to the office action mailed December 08, 2009, applicant elects for examination claim group XXVI (26) which comprises claims 86 and 94-96. Applicant elects fibroblasts as a species of cells. Claims that read on the elected species are claims 86 and 94, as well as claims 85, 87, 88, 89, 90, 91, 92, and 93. The latter group of claims is in group XXV (25), but is generic to and read on the elected species.

Applicant requests a one-month extension of time to and including February 08, 2010. Since that day was a federal snow day, this filing should be timely. It is believed that no additional fee is required. However, if an additional fee is deemed necessary, the Commissioner is authorized to charge Deposit Account 19-0733.

Respectfully submitted,  
BANNER & WITCOFF, LTD.

By: /Sarah A. Kagan/  
Sarah A. Kagan  
Registration No. 32,141

Dated: February 9, 2010

Customer No. 22907